

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION**

IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION	Master File No. 2:12-MD-02327 MDL No. 2327
THIS DOCUMENT RELATES TO: ALL WAVE 5 CASES AND THOSE ON ATTACHED EXHIBIT A	JOSEPH R. GOODWIN U.S. DISTRICT JUDGE

**PLAINTIFFS' MOTION TO EXCLUDE OR OTHERWISE LIMIT
THE OPINIONS AND TESTIMONY OF DEFENSE EXPERT STEVEN GOLDWASSER,
M.D.**

COMES NOW Plaintiffs in actions listed on attached Exhibit A, by and through the undersigned attorneys, and hereby adopt and incorporate the Daubert motion filed against Steven Goldwasser for Wave 4, Dkt. 3677 (motion), 3678 (memorandum), and files Plaintiffs' Motion to Exclude, or in the Alternative, to Limit the Opinions and Testimony of Steven Goldwasser, M.D. and would respectfully show the Court that Dr. Goldwasser should be excluded for the following reasons:

1. Dr. Goldwasser is not qualified to offer general opinions on transvaginal mesh devices, including opinions related to safety and efficacy, adequacy of the warnings and IFUs, design and material properties of Ethicon's TVT and TVT-Exact devices, complications associated with these products compared to other surgical options to treat SUI conditions as well as all other opinions related to the design and performance of these products, position statements concerning the safety of these devices made by professional societies or the FDA, and opinions

that polypropylene sling products are the gold standard, standard of care, or state of the art for treating stress urinary incontinence.

2. Dr. Goldwasser's opinions are unreliable because he failed to use a reliable, scientific methodology when formulating his opinions in these cases.
3. In support of this motion, Plaintiffs have submitted a memorandum of law and also rely upon the following attached exhibits:
 - a) A true copy of Dr. Steven Goldwasser's General Expert Report served on June 19, 2017, defendants' disclosed Obstetrics and Gynecology expert, is attached hereto as Exhibit B.
 - b) A true copy of Dr. Steven Goldwasser's Curriculum Vitae is attached hereto as Exhibit C.
 - c) A true copy of excerpts of the General Deposition of Dr. Steven Goldwasser dated July 1, 2017, is attached hereto as Exhibit D.
 - d) A true copy of Dr. Steven Goldwasser's General Reliance list attached hereto as Exhibit E.
 - e) A true copy of Dr. Steven Goldwasser's Supplemental Reliance list attached hereto as Exhibit F.

WHEREFORE, PREMISES CONSIDERED, Plaintiffs respectfully request that the Court grant their Motion To Exclude Or Otherwise Limit The Opinions and Testimony of Defense Expert Steven Goldwasser, M.D. Additionally, Plaintiffs request all other and further relief to which they may be justly entitled.

Dated: August 15, 2017.

Respectfully submitted,

/s/ D. Renee Baggett

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CERTIFICATE OF SERVICE

I hereby certify that I filed the foregoing document August 15 2017, using the Court's CM-ECF filing system, thereby sending notice of the filing to all counsel of record in this matter.

/s/ D. Renee Baggett

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